

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

CELESTINE DANTZLER,

Plaintiff,

v.

ANDREW SAUL,
Commissioner of Social Security,¹

Defendant.

:
: Civil Action No. 3:16-CV-2107
:
: (JUDGE MARIANI)
: (Chief Magistrate Judge Schwab)
:
:
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:
:

ORDER

AND NOW, THIS 28th DAY OF OCTOBER 2019, upon *de novo* review

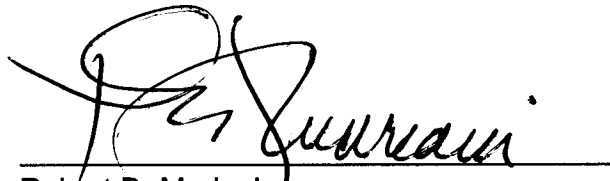
of Chief Magistrate Judge Schwab's Report and Recommendation ("R&R") (Doc. 19), Defendant's objections thereto (Doc. 20) and all other relevant documents, for the reasons discussed in the simultaneously filed Memorandum Opinion, **IT IS HEREBY ORDERED**

THAT:

1. The R&R (Doc. 19) is **ADOPTED** for the reasons set forth therein.
2. Defendant's objections (Doc. 20) are **OVERRULED**.
3. The Commissioner of Social Security's decision is **VACATED**;

¹ Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure and 42 U.S.C. § 405(g), Commissioner Andrew Saul is automatically substituted as the named defendant in place of the former Acting Commissioner of Social Security, Nancy A. Berryhill. See Fed. R. Civ. P. 25(d) ("An action does not abate when a public officer who is a party in an official capacity dies, resigns, or otherwise ceases to hold office while the action is pending. The officer's successor is automatically substituted as a party").

4. The case is **REMANDED** to the Commissioner for further proceedings consistent with the analysis set out in the R&R.
5. The Clerk of Court is directed to **CLOSE** this case.



Robert D. Mariani
United States District Judge